

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

-----X
EULARDI TANSECO, Individually on
Behalf of Himself and All Others
Similarly Situated,

Plaintiff,

vs.

APPLE, INC. and AT&T MOBILITY LLC.

Defendants
-----X

No. 08-cv-4348-PGS-ES

*Not Dismissed
Time to answer of
otherwise placed is extended
until 12/10/08;
If defendant moves for
dismissal, the responding papers
shall be within the time
set forth in the rules -
After Apple
12/4/08*

STIPULATION AND [PROPOSED] ORDER

WHEREAS, on October 31, 2008, plaintiff Eulardi Tanseco ("Plaintiff") filed an Amended Complaint in the above-referenced action against Apple, Inc. and AT&T Mobility LLC.

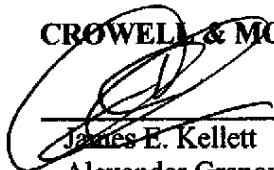
WHEREAS, at present, defendants are required to respond to the Amended Complaint on or before December 3, 2008. In the event that defendants move for dismissal, plaintiff has until January 14, 2009 to respond, and defendants have until February 14, 2009 to reply. In light of the upcoming holidays and the press of business, the parties have agreed to a one-week extension of this schedule.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the parties in the above-captioned action that:

The time for defendants to respond to the Amended Complaint is extended to December 10, 2008. If defendants move for dismissal, plaintiff shall have until January 22, 2009 to respond, and defendants shall have until February 23, 2009 to reply.

Dated: November 26, 2008

CROWELL & MORING LLP



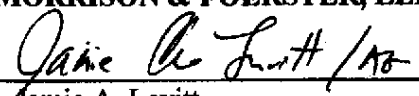
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SO ORDERED:

U.S.D.J.